

MINUTES

**MONTANA HOUSE OF REPRESENTATIVES
59th LEGISLATURE - REGULAR SESSION**

CONFERENCE COMMITTEE ON SENATE BILL 175

Call to Order: By **CHAIRMAN BRENT R. CROMLEY**, on April 13, 2005
at 10 A.M., in Room 472 Capitol.

ROLL CALL

Members Present:

Sen. Brent R. Cromley, Chairman (D)
Sen. John Esp (R)
Sen. Lynda Moss (D)
Rep. Mark E. Noennig (R)
Rep. Rick Maedje (R)
Rep. Mark Jopek (D)
Rep. Dave McAlpin (D)

Members Excused: None.

Members Absent: None.

Staff Present: Susan Fox, Legislative Branch
Laura Good, Committee Secretary

Please Note. These are summary minutes. Testimony and discussion are paraphrased and condensed.

Committee Business Summary:

Hearing & Date Posted: SB 175, 4/12/2005
Executive Action: SB 175

The following exhibits were submitted prior to the meeting:

[EXHIBIT\(jhh79sb0170a01\)](#)

[EXHIBIT\(jhh79sb0170a02\)](#)

[EXHIBIT\(jhh79sb0170a03\)](#)

CHAIR SEN. BRENT CROMLEY, SD 25, BILLINGS, called the meeting to order and asked **REP. MARK NOENNIG, HD 46, BILLINGS** to discuss the alternate language proposals offered to the committee.

REP. NOENNING provided an explanation of and background history regarding the statute. He discussed and referred to Exhibit 1, Exhibit 2, and Exhibit 3, noting substantive language differences. He requested that **Ms. Janie McCall, City of Billings** representative, address the committee.

{Tape: 1; Side: A; Approx. Time Counter: 7.8}

SEN. CROMLEY summarized **REP. NOENNING's** discussion and offered a language revision suggestion regarding SB 175.

Ms. Janie McCall, City of Billings representative, told the committee that the city prefers either Senate-confirmed SB 175 language, or either of the language proposals offered in Exhibit 1 and Exhibit 2. She stated that the city does not support the House language amendment to SB 175.

Responding to **REP. DAVE MCALPIN, HD 94, MISSOULA, Ms. McCall** averred that the League of Cities and Towns offers unequivocal support for the language of the original bill.

SEN. CROMLEY offered his support for either of the language options.

REP. MCALPIN discussed mixed-use zoning, asking which language proposal best addresses related issues.

{Tape: 1; Side: A; Approx. Time Counter: 11.7}

SEN. NOENNIG stated that he did not see a substantive difference between the two language proposals, and did not feel that either would better address mixed-use zoning issues. He also discussed ways in which the proposed language might interact with other zoning issues.

Motion/Vote: **SEN. ESP** moved that **THE COMMITTEE ADOPT THE NOENNIG AMENDMENT AS A SUBSTITUTE FOR THE HOUSE AMENDMENTS TO SB 175.**

Motion carried unanimously by voice vote.

ADJOURNMENT

Adjournment: 10:15 A.M.

SEN. BRENT R. CROMLEY, Chairman

LAURA GOOD, Secretary

BC/lg

Additional Exhibits:

EXHIBIT ([jhh79sb0170aad0.TIF](#))